# Case 2:15-cv-001@9-V\$L Dogunept 1-H-iled-01/09/15 Page 1 of 10

APPENDIX H

The JS 44 civil cover sheet and the information contained herein neither replace nor supplement the filing and service of pleadings or other papers as required by law, except as provide by local rules of court. This form, approved by the Judicial Conference of the United States in September 1974, is required for the use of the Clerk of Court for the purpose of initiating the civil docket sheet. (SEE INSTRUCTIONS ON THE REVERSE OF THE FORM.)

I. (a) PLAINTIFFS RONALD KRALLE				DEFENDANTS INTEGRITY SOLUTION SERVICES, INC.					
(b) County of Residence of First Listed Plaintiff				County of Residence of First Listed Defendant  (IN U.S. PLAINTIFF CASES ONLY)  NOTE: IN LAND CONDEMNATION CASES, USE THE LOCATION OF THE LAND INVOLVED.  Attorneys (If Known)					
II. BASIS OF JURISD	ICTION (Place an "X" in On	e Box Only)	III. CIT	IZENSHIP OF P	RINCI	PAL PARTIES(P	lace an "X" in Or	e Box for I	Plaintiff
□ 1 U.S. Government Plaintiff			(For Diversity Cases Only PTF Citizen of This State Citizen of Another State  Citizen or Subject of a Foreign Country		DEF  1 Incorporated or Principal Place of Business In This State 2 2 Incorporated and Principal Place of Business In Another State		r Defendan PTF  4  5	DEF	
IV. NATURE OF SUIT	(Place an "X" in One Box Only			reign Country					
CONTRACT  110 Insurance 120 Marine 130 Miller Act 140 Negotiable Instrument 150 Recovery of Overpayment & Enforcement of Judgment 151 Medicare Act 152 Recovery of Defaulted Student Loans (Excl. Veterans) 153 Recovery of Overpayment of Veteran's Benefits 160 Stockholders' Suits 190 Other Contract 195 Contract Product Liability 196 Franchise REAL PROPERTY 210 Land Condemnation 220 Foreclosure 230 Rent Lease & Ejectment 240 Torts to Land 245 Tort Product Liability 290 All Other Real Property	PERSONAL INJURY  310 Airplane 315 Airplane Product Liability 320 Assault. Libel &	PERSONAL INJUI  362 Personal Injury Med. Malpractice  365 Personal Injury Product Liability  368 Asbestos Personal Injury Product Liability  PERSONAL PROPERI  370 Other Fraud  371 Truth in Lending  380 Other Personal Property Damage  385 Property Damage Product Liability  PRISONER PETITION  510 Motions to Vacate Sentence Habeas Corpus:  530 General	61	O Agriculture O Other Food & Drug Drug Related Seizure O Cher Food & Drug Drug Related Seizure O Liouor Laws O R.R. & Truck O Airline Regs. O Occupational Safety/Health O Other LABOR O Fair Labor Standards Act O Labor/Mgmt. Relations O Labor/Mgmt. Reporting & Disclosure Act O Cher Labor Litigation I Empl. Ret. Inc. Security Act	422	Appeal 28 USC 158 Withdrawal 8 USC 157  DPERTY RIGHTS Copyrights Patent Trademark  CIAL SECURITY HIA (1395ff) Black Lung (923) DIWC/DIWW (405(g)) SSID Title XVI RSI (405(g)) DERAL TAX SUITS Taxes (U.S. Plaintiff or Defendant) IRS—Third Party 16 USC 7609	☐ 400 State Rea ☐ 410 Antitrust ☐ 430 Banks an ☐ 450 Commer ☐ 460 Deportat ☐ 470 Racketee	ad Banking ce ion ion in Influence rganization or Credit to TV e Service s/Commod r Challenge 410 stutory Act and Acts c Stabilization A of Informa f Fee Deternal Access tionality of	ent  d and is  lities/ e  ions tion Act ters Act ation mination
_			Reinstate Reopened	_		☐6 Multidistrict ☐7 Litigation	Appeal to Dis Judge from M Judgment		
VI. CAUSE OF ACTION	Cite the U.S. Civil Statute  Brief description of cause			not cite jurisdictional	statutes (	unless diversity):			
VII. REQUESTED IN COMPLAINT:	CHECK IF THIS IS A UNDER F.R.C.P. 23	CLASS ACTION	DE	MAND \$		K YES only if demando <b>DEMAND:</b> ⊠ Yes	ed in complaint		
DATE  FOR OFFICE USE ONLY	(See instructions):	JUDGE SIGNATURE OF ATT	TORNEY		DOCKE	T NUMBER			
RECEIPT # AI	MOUNT	APPLYING IFP		JUDGE		MAG, JUDO	3E		

APPENDIX I

# IN THE UNITED STATES DISTRICT COURT FOR THE EASTERN DISTRICT OF PENNSYLVANIA

#### **CASE MANAGEMENT TRACK DESIGNATION FORM**

: CIVIL ACTION

RONAI	LD KRALLE	V.,	# #				
INTEG	RITY SOLUTION	N SERVICES, INC.	1	NO.	14		
plainti filing t side or design the pla	ff shall comple he complaint ar f this form.) In ation, that defe iintiff and all o	the Civil Justice Expete a case Management of serve a copy on all the event that a defindant shall, with its full ther parties, a case melieves the case should	t Track Design defendants. (S endant does r irst appearance anagement tra	nation Form ee § 1:03 o not agree w e, submit to	n in all civil case f the plan set fort with the plaintiff o the clerk of cou	s at the the find on the regardinart and se	ime of reverse g said rve on
SELEC	CT ONE OF TH	HE FOLLOWING CA	SE MANAGE	MENT TR	ACKS:		
(a)	Habeas Corpus	s – Cases brought under	28 U.S.C. §22	41 through	§2255.	(	)
(b)		<ul> <li>Cases requesting revrvices denying plaintiff</li> </ul>			cretary of Health	(	)
(c)	Arbitration – C	cases required to be desi	gnated for arbi	tration unde	er Local Civil Rule	53.2. (	X )
(d)	Asbestos – Cas exposure to asb	ses involving claims for sestos.	personal injury	or property	y damage from	(	)
(e)	commonly refe	ement – Cases that do recred to as complex and See reverse side of this tases)	that need speci	al or intense	e management	(	)
(f)  //9 Date	Standard Mana	gement – Cases that do  Attorney at I	Y	y one of the	e other tracks.  Leen M. M.  Attorney for Plain	Mile intiff	)
(610) 8 Teleph (Civ.660)		(610) 667-0552 Fax Number		<u>An</u>	nilz@consumersla E-Mail Address	w.com	

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## UNITED STATES DISTRICT COURT

APPENDIX F

FOR THE EASTERN DISTRICT OF PENNSYLVANIA — DESIGNATION FORM to be used by counsel to indicate the category of the case for the purpose of assignment to appropriate calendar.

Address of Plaintiff: 2368 Cedar Lane, Seca	ane, PA 19018-4503						
Address of Defendant: 20 Corporate Hills D	Drive, St. Charles, MO 63301						
Place of Accident, Incident or Transaction: 2368 Cedar Lane, Secane, PA 19018-4503							
	(Us	se Reverse Side For Additional Space)					
Does this civil action involve a nongovernment (Attach two copies of the Disclosure Stateme	tal corporate party with any parent corporate Form in accordance with Fed.R.Ci	oration and any publicly held corporation v.P. 7.1(a)	ation owning 10% or more of its stock? Yes □ No □				
Does this case involve multidistrict litigation p	oossibilities?		Yes No 🗵				
RELATED CASE, IF ANY:							
Case Number:	Judge	Date Terminated:					
Civil cases are deemed related when yes is an			<del></del>				
1. Is this case related to property included in			ated action in this court? Yes □ No ⊠				
2. Does this case involve the same issue of action in this court?	fact or grow out of the same transact	ion as a prior suit pending or within	— — —				
3. Does this case involve the validity or infr	ingement of a patent already in suit or	any earlier numbered case pending	or within one year previously				
terminated action in this court?			Yes ☐ No ⊠				
CIVIL: (Place ☑ in ONE CATEGORY ONI A. Federal Question Cases: 1. ☐ Indemnity Contract, Marine Contract, 2. ☐ FELA 3. ☐ Jones Act-Personal Injury 4. ☐ Antitrust 5. ☐ Patent 6. ☐ Labor-Management Relations 7. ☐ Civil Rights 8. ☐ Habeas Corpus 9. ☐ Securities Act(s) Cases 10. ☐ Social Security Review Cases	,	B. Diversity Jurisdiction C  1.	nd Other Contracts jury  nry  nal Injury  y (Please specify)  sbestos)				
11. All other Federal Question Cases		(Flouse speedly)					
(Please specify) FDCPA, 15 USC § 1	1692						
I,	(Check approp counsel of record do hereby certale 53.2, Section 3(c)(2), that to to 00 exclusive of interest and costs	he best of my knowledge and be	elief, the damages recoverable in this civil				
DATE:	Attorney-at-Law	Atto	rney I.D.				
NOTE: A trial de	novo will be a trial by jury or						
I certify that, to my knowledge, the within as noted above.  DATE: 19/5  CIV.609 (4/03)	case is not related to any case now  Attorney-at-Law	207115	ously terminated action in this court except				

#### IN THE UNITED STATES DISTRICT COURT FOR THE EASTERN DISTRICT OF PENNSYLVANIA

RONALD KRALLE 2368 Cedar Lane

Secane, PA 19018-4503

Plaintiff,

VS.

**CIVIL ACTION** 

INTEGRITY SOLUTION SERVICES, INC. 20 Corporate Hills Drive

St. Charles, MO 63301

Defendant

NO.

#### **COMPLAINT**

### I. <u>INTRODUCTION</u>

- 1. This is an action for damages brought by a consumer pursuant to the Fair Debt Collection Practices Act, 15 U.S.C. § 1692 ("FDCPA").
- 2. The FDCPA prohibits debt collectors from engaging in unfair or unconscionable practices in the collection of a consumer debt.
- 3. Defendant is subject to strict liability for sending a collection letter that exposes personal identifying information visibly on the envelope placed into the mails.

### II. <u>JURISDICTION</u>

- 4. Subject matter jurisdiction of this Court arises under 15 U.S.C. §1692k, actionable through 28 U.S.C. §\$1331 and 1337.
- 5. Venue is proper as defendant regularly does business in this district and has caused harm in this district.

#### III. PARTIES

- 6. Plaintiff Ronald Kralle ("Plaintiff" or "Kralle") is a consumer who resides in Secane, Pennsylvania at the address captioned.
- 7. Defendant Integrity Solutions, Inc. ("Defendant" or "Integrity") is a nationwide debt collector with a principal place of business at the address captioned.
- 8. Defendant regularly engages in the collection of consumer debts using the mails and telephone.
  - 9. Defendant regularly attempts to collect consumer debts alleged to be due another.
- 10. Defendant is a "debt collector" as that term is contemplated in the FDCPA, 15 U.S.C. § 1692a(6).

### IV. STATEMENT OF CLAIM

- 11. On or about July 17, 2014, Defendant Integrity mailed a collection notice to Plaintiff in an attempt to collect an old debt alleged due. A copy of the July 17, 2014 letter is attached hereto as Exhibit A (redacted in part per Fed. R. Civ. P. 5.2).
- 12. The old First Premier Bank account is a consumer debt, as the account was used primarily for personal, family or household purposes.
  - 13. The collection letter was mailed by Integrity to Plaintiff in a window envelope.
- 14. Visible through the glassine window of the envelope placed into the mails was the file number that Defendant assigned to Plaintiff and his account.
  - 15. The file number (ending in 1261) constitutes personal identifying information.
- 16. The FDCPA prohibits the use of unfair or unconscionable means to collect or attempt to collect a debt, including the use of any language or symbol other than the debt

collector's name and address on any envelope when communicating with a consumer by mail. 15 U.S.C. § 1692f(8).

17. The account number is a piece of information capable of identifying Kralle as a debtor, and its disclosure has the potential to cause harm to a consumer that the FDCPA was enacted to address.

### COUNT I (FAIR DEBT COLLECTION PRACTICES ACT)

- 18. Plaintiff repeats the allegations contained above as if the same were here set forth at length.
- 19. Defendant's acts described above violated the Fair Debt Collection Practices Act by the use of language or a symbol on any envelope when communicating with a consumer by mail, in violation of 15 U.S.C. § 1692f(8).

WHEREFORE, Plaintiff Ronald Kralle demands judgment against Defendant Integrity Solution Services, Inc. for:

- (a) Damages;
- (b) Attorney's fees and costs; and
- (c) Such other and further relief as the Court shall deem just and proper.

# VII. <u>JURY DEMAND</u>

Pursuant to Fed.R.Civ.P. 38, Plaintiff demands trial by jury as to all issues so triable.

Respectfully submitted:

DATE: 1/9/15

CARY L. FLITTER THEODORE E. LORENZ ANDREW M. MILZ

Attorneys for Plaintiff

FLITTER LORENZ, P.C.

450 N. Narberth Avenue, Suite 101 Narberth, PA 19072 (610) 822-0782

# EXHIBIT "A"

July 17, 2014

Integrity File #: Account #:

**3**1261

Creditor:

First Premier Bank

Amount Due: Settlement Amount: \$217.87 \$163.40 Integrity
Solution Services, Inc.

#### **Integrity Solution Services, Inc.**

PO Box 1898 • Saint Charles, MO 63302-1898

Hours of Operation (CT):

Monday - Thursday: 7:00 A.M. - 9:00 P.M.

Friday: 7:00 A.M. – 4:00 P.M. Saturday: 7:00 A.M. – 11:00 A.M.

Dear Ronald Kralle,

This letter is sent on behalf of the creditor listed above, regarding the amount that is now owed on the referenced debt. The amount due is \$217.87.

In an effort to resolve this matter, the creditor is willing to settle this account for the sum of \$163.40.

Please send payment to the address listed at the bottom of this letter, or call Integrity Solution Services, Inc. at 866-234-6833 to discuss your intentions concerning repayment of this account. Our hours of operation are Monday – Thursday 7:00 A.M. – 9:00 P.M. CT, Friday 7:00 A.M. – 4:00 P.M. CT, and Saturday 7:00 A.M. – 11:00 A.M. CT.

You may also make a payment online at: www.MakeThisPayment.com/Fpb.

Sincerely,

Account Representative

ACA
The Association of Credit
and Collection Professional

THIS COMMUNICATION IS FROM A DEBT COLLECTOR. THIS IS AN ATTEMPT TO COLLECT A DEBT. ANY INFORMATION OBTAINED WILL BE USED FOR THAT PURPOSE.

#### NOTICE

Unless you notify this office within 30 days after receiving this notice that you dispute the validity of this debt or any portion thereof, this office will assume this debt is valid. If you notify this office in writing within 30 days after receiving this notice that you dispute the validity of this debt or any portion thereof, this office will obtain verification of the debt or obtain a copy of a judgment and mail you a copy of such judgment or verification. If you request of this office in writing within 30 days after receiving this notice this office will provide you with the name and address of the original creditor, if different from the current creditor.

#### NOTICE: SEE REVERSE SIDE FOR IMPORTANT INFORMATION AND PAYMENT OPTIONS

\* \* \* RETURN LOWER PORTION WITH PAYMENT TO THE ADDRESS BELOW \* \* \*

IJG060901FDCSIF

PO Box 1898 Saint Charles MO 63302-1898 CHANGE SERVICE REQUESTED Integrity File #: #31261
Account #: #33779
Creditor: First Premier Bank
Amount Due: \$217.87
Settlement Amount: \$163.40

☐ Check here if address has changed. Please note changes on reverse side.

Integrity Solution Services, Inc.
PO Box 1898
Saint Charles MO 63302-1898

☐ Enclosed is my check or money order

SHOW AMOUNT PAID HERE:



**NOTE:** We are required under state law to notify customers of the following rights. This list does not contain a complete list of the rights consumers have under state and federal law.

**CALIFORNIA:** The state Rosenthal Fair Debt Collection Practices Act and the federal Fair Debt Collection Practices Act require that, except under unusual circumstances, collectors may not contact you before 8 a.m. or after 9 p.m. They may not harass you by using threats of violence or arrest or by using obscene language. Collectors may not use false or misleading statements or call you at work if they know or have reason to know that you may not receive personal calls at work. For the most part, collectors may not tell another person, other than your attorney or spouse, about your debt. Collectors may contact another person to confirm your location or enforce a judgment. For more information about debt collection activities, you may contact the Federal Trade Commission at 1-877-FTC-HELP or www.ftc.gov.

**COLORADO:** FOR INFORMATION ABOUT THE COLORADO FAIR DEBT COLLECTION PRACTICES ACT, SEE WWW.COLORADOATTORNEYGENERAL.GOV/CA. A consumer has the right to request in writing that a debt collector or collection agency cease further communication with the consumer. A written request to cease communication will not prohibit the debt collector or collection agency from taking any other action authorized by law to collect the debt. In-state office location: Colorado Manager, Inc., 80 Garden Center, Suite 3, Broomfield, CO 80020. Local Phone Number: (303) 920-4763.

#### MASSACHUSETTS: NOTICE OF IMPORTANT RIGHTS

YOU HAVE THE RIGHT TO MAKE A WRITTEN OR ORAL REQUEST THAT TELEPHONE CALLS REGARDING YOUR DEBT NOT BE MADE TO YOU AT YOUR PLACE OF EMPLOYMENT. ANY SUCH ORAL REQUEST WILL BE VALID FOR ONLY TEN DAYS UNLESS YOU PROVIDE WRITTEN CONFIRMATION OF THE REQUEST POSTMARKED OR DELIVERED WITHIN SEVEN DAYS OF SUCH REQUEST. YOU MAY TERMINATE THIS REQUEST BY WRITING TO THE DEBT COLLECTOR. INTEGRITY SOLUTION SERVICES, INC., 360 MERRIMACK STREET, LAWRENCE, MA 01843.

MINNESOTA: This collection agency is licensed by the Minnesota Department of Commerce.

**NEW YORK CITY:** New York City Department of Consumer Affairs License Numbers: 661747, 670514, 670515, 670516, 670518, 1345469, 1345471, 1345485, 1345645, and 1380033.

NORTH CAROLINA: North Carolina Permit Numbers: 4230, 4231, 4232, 103499, and 104012.

**TENNESSEE:** This collection agency is licensed by the Collection Service Board of the Department of Commerce and Insurance.

**WISCONSIN:** This collection agency is licensed by the Division of Banking in the Wisconsin Department of Financial Institutions, <a href="www.wdfi.org">www.wdfi.org</a>.

#### **PAYMENT OPTIONS**

- Check or Money order. Please write your account number on your check or money order.
- Pay by phone: 866-234-6833or visit www.MakeThisPayment.com/Fpb to make a payment or for issues about your account.
- Pay with VISA, MasterCard or American Express by completing and returning sections 1 and 2 below.

#### ☐ INDICATE ADDRESS CORRECTIONS BELOW (Section 2)

1			NAME OF BANK ISSUING CARD		EXP. DATE	PAYMENT AMOUNT		
1	VISA	Manager 1	AND STORY			1	\$	
K	CARD NUMBER			LAST 3 DIGITS ON BACK OF CARD				
	CARDHOLDER'S NAME		111		CARDHOLDER SIGNATURE			
ſ	HOME PHONE NUMBER			The state of the s	WORK PHONE NUMBER			
1	ADDRESS				CITY	STATE	ZIP CODE	